



San Francisco  
**Water Power Sewer**  
Services of the San Francisco Public Utilities Commission

**SAN FRANCISCO PUBLIC UTILITIES COMMISSION**  
CITY AND COUNTY OF SAN FRANCISCO

**Edwin M. Lee**  
MAYOR

**AGENDA**  
**Regular Meeting**  
**Tuesday, January 24, 2012**  
**NOTE EARLIER START TIME**  
12:00 P.M. (Noon)  
City Hall, Room 400  
1 Dr. Carlton B. Goodlett Place

**Commissioners**  
Anson B. Moran, President  
Art Torres, Vice President  
Ann Moller Caen, Commissioner  
Francesca Vietor, Commissioner  
Vince Courtney, Commissioner

**Departments and Enterprises**  
Water Enterprise  
Wastewater Enterprise  
Power Enterprise  
Infrastructure  
Business Services  
External Affairs

**Ed Harrington**  
General Manager

**Michael Housh**  
Secretary



For information, contact the Commission Secretary at 554-3165.  
Minutes and other information are available on the SFPUC web site: [www.sfwater.org](http://www.sfwater.org).

*SFPUC January 24, 2012*

### **Disability Access**

The Public Utilities Commission meeting will be held in Room 400, City Hall, 1 Dr. Carlton B. Goodlett Place, San Francisco, CA. The Commission meeting room is wheelchair accessible. The closest accessible BART station is the Civic Center Station at United Nations Plaza and Market Street. Accessible MUNI lines serving this location are: #47 Van Ness, and #71 Haight/Noriega and the F Line to Market and Van Ness and the Metro Stations at Van Ness and Market and at Civic Center. For information about MUNI accessible services call (415) 923-6142. There is accessible curbside parking adjacent to City Hall on Grove Street and Van Ness Avenue and in the vicinity of the Veterans Building at 401 Van Ness Avenue adjacent to Davies Hall and the War Memorial Complex.

City Hall is accessible to persons using wheelchairs and other disabilities. The Polk Street/ Carlton B. Goodlett entrance is accessible via a ramp and a wheelchair lift. The other three entrances are accessible via ramps. Assistive listening devices are available and meetings are open captioned in the hearing room and closed captioned on SFGTV. Materials in alternative formats, American Sign Language interpreters, and other accommodations will be made available upon request. Please contact Michael Housh, Commission Secretary, at (415) 554-3165 or by Email [mhoush@sfgov.org](mailto:mhoush@sfgov.org) to make arrangements for any of these services. Providing at least 48 hours notice prior to the meeting will help to ensure availability.

In order to assist the City's efforts to accommodate persons with severe allergies, environmental illnesses, multiple chemical sensitivity or related disabilities, attendees at public meetings are reminded that other attendees may be sensitive to various chemical based products. Please help the City accommodate these individuals.

### **Know your rights under the Sunshine Ordinance (Chapter 67 of the San Francisco Administrative Code)**

Government's duty is to serve the public, reaching its decisions in full view of the public. Commissions, boards, councils, and other agencies of the City and County exist to conduct the people's business. This ordinance assures that deliberations are conducted before the people and that City operations are open to the people's review. For more information on your rights under the Sunshine Ordinance or to report a violation of the ordinance, contact the Sunshine Ordinance Task Force, City Hall, Room 409, 1 Dr. Carlton B. Goodlett Place, San Francisco, CA 94102-4683 at Phone No.: (415) 554-7724; Fax No.: (415) 554-7854; E-mail: [sof@sfgov.org](mailto:sof@sfgov.org). Copies of the Sunshine Ordinance can be obtained from the Clerk of the Sunshine Task Force, the San Francisco Public Library and on the City's website at [www.sfgov.org](http://www.sfgov.org).

The ringing of and use of cell phones, pagers and similar sound-producing electronic devices are prohibited at this meeting. Please be advised that the Chair may order the removal from the meeting room of any person(s) responsible for the ringing or use of a cell phone, pager, or other similar sound-producing electronic devices.

### **Lobbyist Registration and Reporting Requirements**

Individuals and entities that influence or attempt to influence local legislative or administrative action may be required by the San Francisco Lobbyist Ordinance [SF Campaign & Governmental Conduct Code §2.100] to register and report lobbying activity. For more information about the Lobbyist Ordinance, please contact the San Francisco Ethics Commission at 25 Van Ness Avenue, Suite 220, San Francisco, CA 94102; telephone (415) 252-3100; fax (415) 252-3112; web site at [www.sfgov.org/ethics](http://www.sfgov.org/ethics).

## ORDER OF BUSINESS:

1. Call to Order
2. Roll Call

### CLOSED SESSION

3. Public comments on matters to be discussed in Closed Session.
4. Motion on whether to assert the attorney-client privilege regarding the matters listed below as Conference with Legal Counsel.

THE PUBLIC UTILITIES COMMISSION WILL GO INTO CLOSED SESSION TO DISCUSS THE FOLLOWING ITEMS:

5. Conference with Legal Counsel – Pursuant to California Government Code Section 54956.9 (b) and San Francisco Administrative Code Section 67.10 (d) (2). *(Mueller)*

Anticipated Litigation: As Defendant.

6. Conference with Legal Counsel – Pursuant to California Government Code Section 54956.9 (b) and San Francisco Administrative Code Section 67.10 (d) (2). *(Furman)*

Anticipated Litigation: As Defendant.

7. Conference with Legal Counsel – Pursuant to California Government Code Section 54956.9 (b) and San Francisco Administrative Code Section 67.10 (d) (2) *(Rothschild)*

Anticipated Litigation: As Defendant

8. Conference with Legal Counsel – Pursuant to California Government Code Section 54956.9 (a) and San Francisco Administrative Code Section 67.10 (d) (1)

Existing Litigation: As Defendant  
*Fontana v City and County of San Francisco*  
SF Claim #12-01249 Filed December 2, 2011

9. PUBLIC EMPLOYEE Performance Evaluation and Contract Terms Pursuant to California Government Code Section 54957 (b) (1) and San Francisco Administrative Code Section 67.10 (b) - Personnel Matter-Public Employee, General Manager, Ed Harrington, San Francisco Public Utilities Commission. *(Moran)*

FOLLOWING THE CLOSED SESSION, THE PUBLIC UTILITIES COMMISSION WILL RECONVENE IN OPEN SESSION.

10. Announcement following Closed Session.

11. Motion regarding whether to disclose the discussions during Closed Session.

12. Approval of Minutes

a) Minutes of the January 10, 2012 Regular Meeting

13. Public Comments

Members of the public may address the Commission on matters that are within the Commission's jurisdiction and are not on today's agenda.

14. Communications

a) Letter Summary

b).Advance Calendar

c).Staff Reports (*written reports sent to the Commissioners*)

1.) Water Supply Agreement Update report

(Ritchie)

2.) Groundwater Storage & Recovery Project Update

(Ritchie)

3.) Quarterly Report Wastewater Interim Capital Improvement Projects

(Moala)

4.) Semi-Annual Sewer Inspection Report

(Moala)

5.) WSIP Q1-Q2 / FY11-12 Construction Bids Summary

(Labonte)

6.) Annual Electric Reliability Compliance Program Update

(Ritchie)

15. Other Commission Business

16. Report of the General Manager

a) Water System Improvement Program (WSIP) Update

(Labonte)

b) May 7, 2012 Water for People Event

(Labonte)

17. Bay Area Water Supply & Conservation Agency (BAWSCA) General Manager's Report

(Jensen)

a) BAWSCA Update Report

THE FOLLOWING MATTERS BEFORE THE PUBLIC UTILITIES COMMISSION ARE RECOMMENDED FOR ACTION AS STATED BY THE GENERAL MANAGER OF PUBLIC UTILITIES AND CITY ATTORNEY WHERE APPLICABLE.

Explanatory documents provided to the Commission in connection with this agenda are available for public inspection and copying at the Office of the Commission Secretary, 1155 Market Street, 11<sup>th</sup> Floor, San Francisco, CA 94103, Telephone: (415) 554-3165, Fax: (415) 554-3424.

## CONSENT CALENDAR

18. All matters listed hereunder constitute a Consent Calendar, are considered to be routine by the San Francisco Public Utilities Commission, and will be acted upon by a single vote of the Commission. There will be no separate discussion of these items unless a member of the Commission or the public so requests, in which event the matter will be removed from the Consent Calendar and considered as a separate item.
- a) **Accept** work performed by S.J. Amoroso Construction Co., Inc. for Water Enterprise, Water System Improvement Program (WSIP)-funded Contract No. WD-2539 University Mound Reservoir North Basin Seismic Upgrades; **approve** Modification No. 1 (Final), increasing the contract amount by \$1,472,218, for a total contract amount of \$31,069,218 and increasing the contract duration by 61 consecutive calendar days, for a total contract duration of 751 consecutive calendar days; and **authorize** final payment to the contractor. Modification No. 1 is comprised of 1 change order account for additional material quantities and associated costs required to complete the work and adds 61 consecutive calendar days to the contract. The total of all change orders represents a 5% increase over the original contract amount. *(Labonte)*
- b) **Accept** work performed by Mountain Cascade, Inc. for Water Enterprise, Water System Improvement Program (WSIP) -funded Contract No. WD-2566, San Antonio Pump Station Upgrades; **approve** Modification No. 1 increasing the contract by \$525,865 for a total contract amount of \$7,516,865 and with a time extension of 29 consecutive calendar days, for a total contract duration of 637 consecutive calendar days; and **authorize** final payment in the amount of \$29,303.65 to the contractor. Modification No. 1 is comprised of thirty-three (33) change orders. The change orders address design modifications for unforeseen conditions and other City Department and regulatory requirements. The total of all change orders represents a 7.52% increase over the original contract amount. *(Labonte)*

## REGULAR BUSINESS

19. Discussion and possible action to **authorize** the General Manager of the San Francisco Public Utilities Commission (SFPUC) to enter into an agreement to provide a Liquidity Facility authorized under 2002 Proposition E for the Wastewater Enterprise Commercial Paper Program with JP Morgan and US Bank, the lowest cost, responsive bidders to the SFPUC's competitive Request for Proposal (RFP) process. The agreement provides \$150,000,000 in available credit with annual costs not-to-exceed \$1,000,000 for a duration of 2 years. The current Proposition E authorized commercial paper credit agreement is with

BNP Paribas and expires February 13, 2012. The proposed new 2-year agreement would maintain authorization under Proposition E at a single-tier fee of 0.65% whether utilized or unutilized, compared to 0.21% (utilized) and 0.10% (unutilized). This represents an increase of \$660,000 annually, or from \$315,000 annually at the utilized tier to \$975,000 annually at the single-tier pricing. The higher fee reflects current market conditions. However, in today's market this represents the lowest cost commercial paper facility presently available to ratepayers.  
(Rydstrom)

20. Discussion and possible action to **approve** the terms and conditions and **authorize** the General Manager of the San Francisco Public Utilities Commission (SFPUC) and/or the Director of Property to execute a Purchase and Sale Agreement in the amount of \$1,300,000 and any related documents, to facilitate the purchase of a fee interest in that certain 259.32 acres of agricultural land, identified as Assessor's Parcel 096-0420-001-02 in the County of Alameda, located southeast of the San Antonio Reservoir between Calaveras Road and Vallecitos Road in Sunol, California (the "Property"), from Michelle Olds, formerly known as Michelle Irwin Nielsen (also known as Michelle I. Olds).  
(Ritchie)

## PUBLIC HEARING

21. Public Hearing to consider, and possible action on budget proposals for the Operating and Capital Budgets and associated 10-Year Financial and Capital Plans for the enterprises and bureaus under the jurisdiction of the San Francisco Public Utilities Commission for Fiscal Year 2012-13 and FY 2013-14. (Persons who are unable to attend the public hearings may submit to the City, by the time the proceedings begin, written comments regarding the subject of the hearing. These comments will be brought to the attention of the Commission and will become a part of the official public record. Written comments can be sent to the Commission Secretary, San Francisco Public Utilities Commission, 1155 Market Street, 11th Floor, San Francisco, California, 94103).  
(Rydstrom)
  - a. Consider, and take action on the proposed Operating and Capital Budgets and associated 10-Year Financial and Capital Plans for the enterprises and bureaus of the Public Utilities Commission for Fiscal Year 2012-13 and FY 2013-14, (focusing on the **Water & Wastewater Enterprise** questions, **Hetchy Water & Power Enterprise**, and the **Bureaus**).
22. Consider Motion to continue this agenda item to a regular meeting scheduled for Thursday, February 14, 2012, for further hearings and possible action.
23. Other New Business

ADJOURNMENT

City and County of San Francisco  
Public Utilities Commission  
1155 Market Street, 11<sup>th</sup> Floor  
San Francisco, CA 94103

RETURN SERVICE REQUESTED